Case 08-04914 Doc 1 Filed 03/01/08 Entered 03/01/08 15:15:29 Desc Main Document Page 1 of 7

| B1 (Official  | Form 1)(1/   | 08)                           |  |                                   |  | <del>Journol</del>                  |   | ago = c   | ,, ,                      |                |                        |  |                                |  |  |
|---|--|-------------------------------|--|-----------------------------------|--|-------------------------------------|---|---|---------------------------|----------------|------------------------|--|--------------------------------|--|--|
| United States Bankruptcy Co<br>Northern District of Illinois  |  |                               |  |                                   |  |                                     | ourt  |   |                           |                | Voluntary Petition     |  |                                |  |  |
| Name of Debtor (if individual, enter Last, First, Middle):  Thomas, Loretta   |  |                               |  |                                   |  |                                     | Nam   | Name of Joint Debtor (Spouse) (Last, First, Middle):  |                           |                |                        |  |                                |  |  |
| All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):  |  |                               |  |                                   |  |                                     |   | All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):        |                           |                |                        |  |                                |  |  |
| Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)   |  |                               |  |                                   |  |                                     |   | Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) |                           |                |                        |  |                                |  |  |
| xxx-xx-5803 Street Address of Debtor (No. and Street, City, and State): 7217 S. Perry Unit 1  |  |                               |  |                                   |  |                                     |   | Street Address of Joint Debtor (No. and Street, City, and State):   |                           |                |                        |  |                                |  |  |
| Chicago   | o, IL  |                               |  |                                   | г  | ZIP Code<br><b>60621</b>            | :   |   |                           |                |                        |  | ZIP Code                       |  |  |
| County of R   | Residence or   | of the Prin                   | cipal Place o                                      | of Busines                        |  | 00021                               | Cour  | ity of Reside   | ence or of the            | Principal Pl   | ace of Bus             | siness:  |                                |  |  |
| Mailing Add   | dress of Deb   | otor (if diffe                | erent from str                                     | eet addres                        | ss):   |                                     | Mail  | ing Address   | of Joint Debt             | or (if differe | nt from str            | reet address):   |                                |  |  |
|   |  |                               |  |                                   |  |                                     |   |   |                           |                |                        |  |                                |  |  |
|   |  |                               |  |                                   | Г  | ZIP Code                            |   |   |                           |                |                        |  | ZIP Code                       |  |  |
|   | Principal As from street   |                               | siness Debtor                                      | r                                 | <u> </u>   |                                     | <b>I</b>  |   |                           |                |                        |  |                                |  |  |
|   |  | f Debtor                      |  |                                   |  | of Business                         |   | Chapter of Bankruptcy Code Under Which  |                           |                |                        |  |                                |  |  |
|   |  | rganization) one box)         |  | Пне                               | Checl)<br>Ith Care Bu  | cone box)                           |   | the Petition is Filed (Check one box)   |                           |                |                        |  |                                |  |  |
| See Exh   | (Check one box)  ■ Individual (includes Joint Debtors)  See Exhibit D on page 2 of this form.  □ Corporation (includes LLC and LLP)  |                               |  | Sing in 1 Rail Stoo               | gle Asset Ro<br>1 U.S.C. §<br>broad<br>ckbroker<br>nmodity Br  | eal Estate as<br>101 (51B)          | s defined   | ☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt   | ter 9<br>ter 11<br>ter 12 | of<br>C        | a Foreign<br>hapter 15 | Petition for In Main Proce<br>Petition for In Nonmain Procential | eding<br>Recognition           |  |  |
|   | f debtor is not  |                               |  | Oth                               | aring Bank<br>er   |                                     |   |   |                           | Natur          | e of Debts             | 3  |                                |  |  |
| check this box and state type of entity below.)   |  |                               |  | und                               | Tax-Exempt Entity (Check box, if applicable)  □ Debtor is a tax-exempt organize under Title 26 of the United State Code (the Internal Revenue Co |                                     |   | ization defined in 11 U.S.C. § 101(8) as busines States "incurred by an individual primarily for                |                           |                |                        |  | s are primarily<br>ness debts. |  |  |
|   |  | U                             | ee (Check or                                       | ne box)                           |  |                                     |   | k one box:  |                           | Chapter 11     |                        | 44.77.0.0  | 0.404/5470)                    |  |  |
| <ul> <li>Full Filing Fee attached</li> <li>☐ Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A.</li> <li>☐ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.</li> </ul> |  |                               |  |                                   |  | tor Chec                            | <ul> <li>□ Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D).</li> <li>□ Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).</li> <li>Check if:</li> <li>□ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,190,000.</li> <li>Check all applicable boxes:</li> <li>□ A plan is being filed with this petition.</li> <li>□ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).</li> </ul> |   |                           |                |                        |  |                                |  |  |
| ☐ Debtor e  | estimates tha  | t funds will<br>it, after any | nation  I be available exempt proper for distribut | erty is ex                        | cluded and   | administrat                         |   | ses paid,   |                           | THIS           | S SPACE IS             | FOR COURT  | USE ONLY                       |  |  |
| Estimated N   | Number of Control of C   | reditors  100- 199            | 200-<br>999  | 1,000-<br>5,000                   | 5,001-<br>10,000   | 10,001-<br>25,000                   | 25,001-<br>50,000   | 50,001-<br>100,000  | OVER 100,000              |                |                        |  |                                |  |  |
| Estimated A   | Assets \$50,001 to \$100,000   | \$100,001 to<br>\$500,000     | \$500,001<br>to \$1<br>million                     | \$1,000,001<br>to \$10<br>million | \$10,000,001<br>to \$50<br>million   | \$50,000,001<br>to \$100<br>million | \$100,000,00<br>to \$500<br>million   | 5500,000,000<br>to \$1 billion  |                           |                |                        |  |                                |  |  |
| Estimated L  \$0 to \$50,000  | \$0 to \$50,001 to \$100,001 to \$500,001 \$1,000,001 \$10,000,001 \$50,000,001 \$10,000,000,000 \$10,000,000 \$10,000,000 \$10,000,000 \$10,000,000 \$10,000,000 \$10,000,000 \$10,000,000 \$10,000,000 \$10,000,000 \$10,000,000 \$ |                               |  |                                   |  |                                     |   | \$500,000,000<br>to \$1 billion   |                           |                |                        |  |                                |  |  |

Case 08-04914 Doc 1 Filed 03/01/08 Entered 03/01/08 15:15:29 Desc Main B1 (Official Form 1)(1/08) Page 2 of 7

Page 2 Name of Debtor(s): Voluntary Petition Thomas, Loretta (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Case Number: Date Filed: Location Where Filed: - None -Date Filed: Location Case Number: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: - None -District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) I, the attorney for the petitioner named in the foregoing petition, declare that I (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice and is requesting relief under chapter 11.) required by 11 U.S.C. §342(b). ☐ Exhibit A is attached and made a part of this petition.  $\mathbf{X}$  /s/ Jeffrey L. Benson March 1, 2008 Signature of Attorney for Debtor(s) (Date) Jeffrey L. Benson 6203738 Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. No. Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: ☐ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

B1 (Official Form 1)(1/08) Document Page 3 of 7

### **Voluntary Petition**

(This page must be completed and filed in every case)

#### Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

#### X /s/ Loretta Thomas

Signature of Debtor Loretta Thomas

 $\mathbf{X}$ 

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

March 1, 2008

Date

#### Signature of Attorney\*

#### X /s/ Jeffrey L. Benson

Signature of Attorney for Debtor(s)

#### Jeffrey L. Benson 6203738

Printed Name of Attorney for Debtor(s)

#### Law Offices of Jeffrey L. Benson

Firm Name

3337 W. 95th Street

Ste.# 2 Evergreen Park, IL 60805

Address

### Email: jeffrey-benson@sbcglobal.net 312-607-0048 Fax: 708-499-1940

Telephone Number

### March 1, 2008

Date

\*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

#### **Signature of Debtor (Corporation/Partnership)**

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

Name of Debtor(s):

Thomas, Loretta

#### **Signatures**

#### Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

- ☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.
- ☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

X

Signature of Foreign Representative

Printed Name of Foreign Representative

Date

#### Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

 $\mathbf{v}$ 

Date

Address

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

Case 08-04914 Doc 1 Filed 03/01/08 Entered 03/01/08 15:15:29 Desc Main Document Page 4 of 7

Official Form 1, Exhibit D (10/06)

# **United States Bankruptcy Court Northern District of Illinois**

| In re | Loretta Thomas |           | Case No. |   |
|-------|----------------|-----------|----------|---|
|       |                | Debtor(s) | Chapter  | 7 |

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. *Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency*.
- □ 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. *You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.*
- □ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.][Summarize exigent circumstances here.] \_\_\_\_

If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed.

## Case 08-04914 Doc 1 Filed 03/01/08 Entered 03/01/08 15:15:29 Desc Main Document Page 5 of 7

#### Official Form 1, Exh. D (10/06) - Cont.

| ☐ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable            |
|---|
| statement.] [Must be accompanied by a motion for determination by the court.]                               |
| ☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or                  |
| mental deficiency so as to be incapable of realizing and making rational decisions with respect to          |
| financial responsibilities.);   |
| ☐ Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being               |
| unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or |
| through the Internet.);   |
| ☐ Active military duty in a military combat zone.   |
| ☐ 5. The United States trustee or bankruptcy administrator has determined that the credit counseling        |
| requirement of 11 U.S.C. § 109(h) does not apply in this district.  |

I certify under penalty of perjury that the information provided above is true and correct.

| Signature of Debtor: | /s/ Loretta Thomas |  |
|----------------------|--------------------|--|
|                      | Loretta Thomas     |  |
| Date: March 1, 2008  |                    |  |

Case 08-04914 Doc 1 Filed 03/01/08 Entered 03/01/08 15:15:29 Desc Main Page 6 of 7 Document

B6D (Official Form 6D) (12/07)

| In re | Loretta Thomas |        | Case No |
|-------|----------------|--------|---------|
| -     |                | Debtor |         |

#### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is a creditor, the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community".

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Unsecured Portion" on the Statistical Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

| CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) | C O D E B T O R | Hu<br>H<br>J<br>C | DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN | CONTINGENT |        | U<br>T | AMOUNT OF<br>CLAIM<br>WITHOUT<br>DEDUCTING<br>VALUE OF<br>COLLATERAL | UNSECURED<br>PORTION, IF<br>ANY |
|--|-----------------|-------------------|--|------------|--------|--------|--|---------------------------------|
| Account No.  |                 |                   |  | T          | T<br>E | Ш      |  |                                 |
|  |                 |                   | Value \$   |            | В      |        |  |                                 |
| Account No.  |                 |                   |  |            |        | П      |  |                                 |
|  |                 |                   | Value \$   |            |        |        |  |                                 |
| Account No.  | ┝               | $\vdash$          | value 5  |            |        | Н      |  |                                 |
|  |                 |                   | Value \$   |            |        |        |  |                                 |
| Account No.  |                 |                   |  |            |        |        |  |                                 |
|  |                 |                   | Value \$   | 1          |        |        |  |                                 |
| O continuation sheets attached Subtotal (Total of this page)   |                 |                   |  |            |        |        |  |                                 |
| Total (Report on Summary of Schedules)   |                 |                   |  |            |        |        | 0.00   | 0.00                            |
|  |                 |                   | -  |            |        |        |  |                                 |

JP Morgan Chase Bank c/o Pierce & Associates 1 N. Dearborn, Ste. 1300 Chicago, IL 60602

PGNF

Sams Club PO Box 105980 Dept 77 Atlanta, GA 30353